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5 Court Expert

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7  
8 UNITED STATES DISTRICT COURT  
9  
10 NORTHERN DISTRICT OF CALIFORNIA

11  
12 JOHN ARMSTRONG, et al.,

13 Plaintiffs,

14 v.

15  
16 GAVIN C. NEWSOM, et al.,

17 Defendants.

18  
19 Case No. C 94-2307 CW

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28 **ADMINISTRATIVE MOTION AND  
ORDER FOR PAYMENT**

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**ADMINISTRATIVE MOTION**

21 Pursuant to the Court's order of June 11, 2007 (Docket No. 1121), court expert Edward  
22 Swanson hereby moves the Court for an order for payment of the attached invoice dated  
23 April 11th, 2022.

24  
25 Dated: April 15th, 2022

Respectfully submitted,

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27  
28 /s/

EDWARD W. SWANSON  
Court Expert

## ORDER

Pursuant to the Court's order of June 11, 2007, the Court HEREBY ORDERS payment from the court registry to court expert Edward Swanson per the court expert's invoice dated April 11<sup>th</sup>, 2022.

Dated: 4/18/ 2022

Chadiealitt

HON. CLAUDIA WILKEN

United States District Court

Swanson & McNamara LLP  
 300 Montgomery Street  
 Suite 1100  
 San Francisco, CA 94104  
 415-477-3800  
 EIN: 94-3309866

Invoice submitted to:  
 Armstrong

April 11, 2022

Invoice # 31058

Professional Services

			Hrs/Rate	Amount
3/1/2022	CB	Call with inmate re survey.	0.10 225.00/hr	22.50
	AAB	Review of email from E. Swanson to all parties re survey tampering issue.	0.10 550.00/hr	55.00
	AAB	Phone call with staff re surveys being opened at SATF. Email to E. Swanson re response.	0.40 550.00/hr	220.00
	AAB	Review of documents and revising document requests.	1.50 550.00/hr	825.00
	EWS	Conference with colleague. Email to counsel.	0.30 825.00/hr	247.50
	EWS	Draft and respond to emails re upcoming meetings.	0.30 825.00/hr	247.50
	EWS	Review documents from parties.	0.30 825.00/hr	247.50
	EWS	Phone call with counsel. Confer with colleague.	0.80 825.00/hr	660.00
	EWS	Review correspondence from counsel.	0.20 825.00/hr	165.00
3/2/2022	CB	Emails re surveys returned in the mail.	0.20 225.00/hr	45.00
	EWS	Meeting with counsel re program assignments.	0.50 825.00/hr	412.50

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			Hrs/Rate	Amount
3/2/2022	EWS	Phone call with class member. Confer with A. Barron. Call with class member.	0.90 825.00/hr	742.50
	EWS	Phone call with counsel re surveys.	0.80 825.00/hr	660.00
	AAB	Phone call with parties re surveys.	0.10 550.00/hr	55.00
	AAB	Phone call with E. Swanson re surveys.	0.10 550.00/hr	55.00
	AAB	Emails with vendor and paralegal re survey mailing.	0.20 550.00/hr	110.00
	AAB	Review of voicemails from incarcerated people regarding survey tampering issue.	0.40 550.00/hr	220.00
	AAB	Phone call with parties.	0.40 550.00/hr	220.00
	AAB	Emails and calls with staff and E. Swanson re survey tampering issue.	0.50 550.00/hr	275.00
	AAB	Meeting with parties re program assignment data.	1.00 550.00/hr	550.00
	EWS	Conference with colleagues. Call to court.	0.60 825.00/hr	495.00
	BE	Call with inmate Lonnie Polsof re survey issues	0.10 275.00/hr	27.50
	AAB	Phone call with counsel re surveys.	0.80 550.00/hr	440.00
	AAB	Phone call with class member. Confer with E. Swanson. Call with class member.	0.90 550.00/hr	495.00
	EWS	Conference with A. Barron. Email with counsel.	0.20 825.00/hr	165.00
	EWS	Review and respond to emails re surveys.	0.30 825.00/hr	247.50
3/3/2022	BE	Phone call with incarcerated person re survey/letter issues	0.20 275.00/hr	55.00
	BE	Conference with relative of incarcerated person	0.10 275.00/hr	27.50
	AAB	Listening to and responding to voice mails from incarcerated people at SATF and their family members.	0.80 550.00/hr	440.00

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			Hrs/Rate	Amount
3/3/2022	AAB	Drafting letter to survey recipients.	0.30 550.00/hr	165.00
	APG	Review OIG report. Review letter re SATF	1.10 700.00/hr	770.00
	EWS	Conference with A. Barron re SATF investigation.	1.20 825.00/hr	990.00
	EWS	Conference with A. Barron re correspondence to class members. Review and edit letter.	0.20 825.00/hr	165.00
	EWS	Conference with A. Gugelmann re reporting.	0.20 825.00/hr	165.00
	AAB	Conference with E. Swanson re correspondence to class members. Review and edit letter.	0.20 550.00/hr	110.00
	AAB	Conference with E. Swanson re SATF investigation.	1.20 550.00/hr	660.00
	APG	Conference with E Swanson	0.20 700.00/hr	140.00
	EWS	Review filings in related cases, emails in Armstrong.	0.20 825.00/hr	165.00
3/4/2022	AAB	Review of edits to survey letter and email to parties re same.	0.30 550.00/hr	165.00
	APG	Meeting with CDCR re blind/low-vision class issues. Conference with E Swanson	0.50 700.00/hr	350.00
	EWS	Meeting with CDCR counsel. Confer with A. Gugelmann.	0.50 825.00/hr	412.50
	EWS	Review and respond to message from court. Confer with A. Gugelmann. Communicate with coordination committee.	0.40 825.00/hr	330.00
	AAB	Emails with vendor regarding additional mailing project for second SATF letter.	0.40 550.00/hr	220.00
3/6/2022	EWS	Review correspondence from counsel. Confer with A. Barron.	0.30 825.00/hr	247.50
3/7/2022	AAB	Meeting with parties regarding document requests.	1.00 550.00/hr	550.00
	AAB	Revising and sending document requests.	0.60 550.00/hr	330.00
	EWS	Review correspondence from parties, coordinating committee.	0.30 825.00/hr	247.50

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			Hrs/Rate	Amount
3/8/2022	AAB	Phone call with incarcerated person.	0.30 550.00/hr	165.00
	EWS	Review emails from parties. Confer with colleagues.	0.40 825.00/hr	330.00
	APG	Email plaintiffs re blind/low vision issues	0.10 700.00/hr	70.00
3/9/2022	APG	Meeting with parties re BWC issues	1.20 700.00/hr	840.00
	APG	Meeting with parties re early warning system (partial attendance)	0.40 700.00/hr	280.00
	EWS	Meeting re EWS.	0.80 825.00/hr	660.00
	EWS	Conference with parties re BWC monitoring.	1.00 825.00/hr	825.00
3/10/2022	APG	Conference with E Swanson re reporting	0.80 700.00/hr	560.00
	EWS	Review correspondence.	0.20 825.00/hr	165.00
	EWS	Conference with counsel re SATF.	0.30 825.00/hr	247.50
3/11/2022	APG	Review material re legal mail issues, DPH class members, CSP-SAC monitoring, SATF issues	0.80 700.00/hr	560.00
	EWS	Review email from counsel.	0.20 825.00/hr	165.00
	EWS	Meeting with A. Gugelmann. Draft email to parties.	0.80 825.00/hr	660.00
3/14/2022	EWS	Review report from plaintiffs.	0.20 825.00/hr	165.00
3/15/2022	EWS	Review emails from counsel.	0.20 825.00/hr	165.00
	EWS	Conference with A. Barron re interviews; forward information.	0.20 825.00/hr	165.00
3/18/2022	EWS	Conference with A. Barron re SATF.	0.20 825.00/hr	165.00
	AAB	Email to E. Swanson regarding interview prep.	0.40 550.00/hr	220.00

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			Hrs/Rate	Amount
3/18/2022	AAB	Meeting with T. Davis re doc requests.	0.50 550.00/hr	275.00
3/20/2022	EWS	Review correspondence from counsel. Review meet and confer agenda. Review status statement. Email with colleagues.	0.50 825.00/hr	412.50
3/21/2022	BE	Take phone call from SATF inmate and take notes on issues; email to A Barron re same.	0.30 275.00/hr	82.50
	AAB	Review of incarcerated person surveys; updating chart; email to E. Swanson and A. McGuigan re same.	3.00 550.00/hr	1,650.00
	EWS	Review and respond to emails re SATF investigation.	0.40 825.00/hr	330.00
3/22/2022	AAB	Meeting re RVR process.	1.80 550.00/hr	990.00
	AAB	Preparation for SATF tour - discussion with E. Swanson, review of surveys and compiling interview list.	5.60 550.00/hr	3,080.00
	APG	Review status conference statement	0.40 700.00/hr	280.00
	EWS	Conference with A. Barron re SATF visit.	1.10 825.00/hr	907.50
	APG	Emails with E Swanson and CDCR re blind, low-vision issues	0.10 700.00/hr	70.00
	EWS	Review correspondence from parties, coordination committee.	0.30 825.00/hr	247.50
	EWS	Review letters from plaintiffs.	0.30 825.00/hr	247.50
	EWS	Conference with parties re RVRs.	1.10 825.00/hr	907.50
3/23/2022	AAB	Meeting with Plaintiffs.	0.60 550.00/hr	330.00
	AAB	Creating interviewee template.	0.90 550.00/hr	495.00
	AAB	Meeting with CDCR re SATF interviews.	0.60 550.00/hr	330.00
	AAB	Preparation for SATF interviews.	0.60 550.00/hr	330.00
	AAB	Review of SATF survey responses and selecting interviewees.	8.40 550.00/hr	4,620.00

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			Hrs/Rate	Amount
3/23/2022	EWS	Conference with counsel re SATF tour.	0.50 825.00/hr	412.50
	EWS	Conference with CDCR re SATF tour. Confer with A. Barron.	0.70 825.00/hr	577.50
3/24/2022	AAB	Preparation for SATF interviews.	5.30 550.00/hr	2,915.00
	AAB	Phone call with R. Wesley.	0.70 550.00/hr	385.00
	AAB	Revising interview list.	2.00 550.00/hr	1,100.00
	APG	Review message to parties; email E Swanson	0.10 700.00/hr	70.00
	APG	Conference with E Swanson; review filings re rollout	0.30 700.00/hr	210.00
	EWS	Meeting with parties for meet and confer. (Work on SATF)	3.70 825.00/hr	3,052.50
	EWS	Meeting with coordinating committee. Confer with A. Gugelmann in advance of meeting.	0.90 825.00/hr	742.50
	EWS	Review and respond to emails re SATF tour.	0.40 825.00/hr	330.00
	EWS	Conference with R. Wesley. Conference with A. Barron. Conference with A. McGuigan.	0.60 825.00/hr	495.00
	EWS	Review correspondence from parties. Review outline for SATF.	0.60 825.00/hr	495.00
	EWS	Review correspondence from parties. Email to colleagues.	0.20 825.00/hr	165.00
3/25/2022	AAB	Revising interview template; call with interpreter.	0.80 550.00/hr	440.00
	AAB	Preparation for interviews - organizing materials and interview questions.	3.80 550.00/hr	2,090.00
	EWS	Conference with A. Barron re tour.	0.40 825.00/hr	330.00
3/26/2022	EWS	Review correspondence from parties. Email with A. Gugelmann.	0.20 825.00/hr	165.00
	EWS	Conference with R. Wesley. Email to A. Barron.	0.60 825.00/hr	495.00

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			Hrs/Rate	Amount
3/27/2022	AAB	Travel to hotel [minus 1 hour billed separately towards preparation]	2.50 550.00/hr	1,375.00
	AAB	Preparation for witness interviews - review of documents, organizing interview folders.	5.00 550.00/hr	2,750.00
	EWS	Travel to SATF. Conference with A. Barron en route.	4.00 825.00/hr	3,300.00
3/28/2022	AAB	Meeting with E. Swanson.	0.80 550.00/hr	440.00
	AAB	Preparation for next interviews - review of surveys and editing outlines.	2.00 550.00/hr	1,100.00
	AAB	Witness interviews at SATF; drive to and from SATF.	10.50 550.00/hr	5,775.00
	EWS	Conference with A. Barron re interviews.	0.70 825.00/hr	577.50
	EWS	Meetings at SATF for investigation. Travel to and from prison.	10.00 825.00/hr	8,250.00
3/29/2022	EWS	Interviews at SATF. Travel to and from SATF. Conference with A. Barron en route. Further conference after interviews.	10.80 825.00/hr	8,910.00
	AAB	Conference with E. Swanson re interviews.	0.50 550.00/hr	275.00
	AAB	Meeting with E. Swanson.	0.80 550.00/hr	440.00
	AAB	Preparation for next days' interviews.	3.00 550.00/hr	1,650.00
	AAB	Meeting with incarcerated people at SATF; drive to and from prison.	10.00 550.00/hr	5,500.00
	EWS	Meetings at SATF. Travel to and from SATF; conference with A. Barron en route.	10.00 825.00/hr	8,250.00
3/30/2022	APG	Review case management statement and attend court for status conference	1.40 700.00/hr	980.00
	APG	Draft quarterly report. Review correspondence and prior orders. Review new regulations	1.30 700.00/hr	910.00
	AAB	Interviews at SATF. Meeting with staff. Travel to and from SATF. Conference with E. Swanson en route.	14.00 550.00/hr	7,700.00
	APG	Conference with E. Swanson and email parties re investigations review	0.20 700.00/hr	140.00

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			Hrs/Rate	Amount
3/30/2022	EWS	Interviews at SATF. Meeting with staff. Travel to and from SATF. Conference with A. Barron en route.	14.00 825.00/hr	11,550.00
3/31/2022	APG	Conference with E Swanson	0.70 700.00/hr	490.00
	EWS	Conference with A. Gugelmann. Review and edit quarterly submission. Email to counsel.	1.20 825.00/hr	990.00
	EWS	Review and respond to emails from colleague, counsel.	0.20 825.00/hr	165.00
	APG	Finalize and file quarterly report	0.20 700.00/hr	140.00
For professional services rendered			182.80	\$122,730.00
Additional Charges :				
2/25/2022	Digital One	invoice #SF22-020233		1,980.90
3/10/2022	AAB	hotel cost for SATF trip		1,311.24
3/23/2022	translator	for AAB for SATF		20.00
3/25/2022	COVID test	for AAB for trip to SATF		78.43
3/27/2022	EWS	Gas for Trip to SATF		58.74
	Meal for EWS	for SATF trip		35.27
	EWS	gas fro trip to SATF		52.58
3/28/2022	Meal for AAB	for SATF trip		31.35
	Meal for EWS	for SATF trip		52.45
3/29/2022	Meal for AAB	for SATF trip		3.95
	Food for EWS	for trip to SATF		49.92
	Meal for AAB	for SATF trip		34.30
3/31/2022	Virtual VRI-Intrepreting			375.00
Total additional charges				\$4,084.13
Total amount of this bill				\$126,814.13
Previous balance				\$69,703.63

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	<u>Amount</u>
Balance due	<u><u>\$196,517.76</u></u>

Name	Timekeeper Summary		
	Hours	Rate	Amount
Audrey Barron - Associate	95.60	550.00	\$52,580.00
August P. Gugelmann - Partner	9.80	700.00	\$6,860.00
Britt Evangelist - Partner	0.70	275.00	\$192.50
Carly Bittman - Associate	0.30	225.00	\$67.50
Edward W. Swanson - Partner	76.40	825.00	\$63,030.00